



APPROVED
BY THE CITY COUNCIL
FEB 4 1997
OFFICE OF THE
CITY CLERK

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CITY OF SACRAMENTO
CALIFORNIA

DEPARTMENT OF
PUBLIC WORKS

TRANSPORTATION AND
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January 17, 1997

City Council
Sacramento, California

Honorable Members In Session:

SUBJECT: APPROVAL OF TIME EXTENSION FOR THE ABANDONMENT OF OPPORTUNITY STREET AND HARRIS AVENUE WITHIN THE PARCEL MAP ENTITLED "LOT 7 AND A PORTION OF LOT 6 - OAK KNOLL SUBDIVISION - 11 BM 20 AND PARCEL 3 - 16 PM 50" (P94-017) - ABANDONMENT PROCEEDING NO. 95-04 (AKA NORWOOD WEST GOLF DRIVING RANGE)

LOCATION/COUNCIL DISTRICT:

Opportunity Street and Harris Avenue
Council District 2

RECOMMENDATION:

This report recommends the City Council approve the attached resolution for the time extension for the abandonment of Opportunity Street and Harris Avenue within the Parcel Map entitled "Lot 7 and a portion of Lot 6 - Oak Knoll Subdivision - 11 BM 20 and Parcel 3 - 16 PM 50".

CONTACT PERSON:

Glenn Marshall, Associate Engineer, 264-5517
Jon Blank, Associate Engineer, 264-7493

FOR COUNCIL MEETING OF: February 4, 1997

SUMMARY:

On May 23, 1995, the City Council approved an abandonment by adopting Resolution No. 95-269. The resolution requires the subdivider to meet several conditions before the

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abandonment becomes effective. If all the conditions are not met by May 23, 1997, Resolution No. 95-269 will become void. Due to complications with the abandonment, the developer is now unable to meet the conditions within the specified time-frame and has requested a time extension which will expire October 18, 1998. This time extension requires approval by the City Council.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

On April 12, 1995, the City Council approved a Resolution of Intention to Abandon Opportunity Street and Harris Avenue within the Parcel Map Entitled "Lot 7 and a Portion of Lot 6 - Oak Knoll Subdivision 11 BM 20 and Parcel 3 16 PM 50" (formerly known as Norwood West Subdivision). On May 23, 1995, the City Council approved Resolution 95-269 adopting findings and conditionally approving the abandonment.

The developer has indicated a desire to construct a golf course over the abandoned streets and adjoining vacant land. The proposed golf course is adjacent to an existing golf driving range.

The developer has requested a time extension which will expire October 18, 1998. If the golf course is not constructed by this date and the conditions of the abandonment are not met, the resolution approving the abandonment will become void.

FINANCIAL CONSIDERATIONS:

All costs are being paid by the developer, Joseph Benvenuti, Nancy Benvenuti, and B&B & Sons.

ENVIRONMENTAL CONSIDERATIONS:

The Planning Services Division has reviewed the proposed street abandonments. The project is determined to be exempt from the provisions of the California Environmental Quality Act (CEQA), under Section 15301 (c) and Section 15305 of the CEQA guidelines. These sections allow the exemption of projects involving minor alterations to existing public facilities (streets, utilities) where negligible or no expansion of those facilities is planned and for projects which involve minor lot line adjustments.

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POLICY CONSIDERATIONS:

Section 8300 et seq. of the State of California Streets and Highway Code allows for abandonment of streets, alleys, and easements that are no longer needed for public use. The local governing body is the approving authority and may reserve such rights as may be needed (e.g., retaining the utility easement when approving a street abandonment.) City policy, as stated in Resolution No. 96-176 which was approved by the City Council on May 7, 1996, provides for abandonment of local streets so long as there is a benefit to the community, access to other properties is not inhibited, and there is support by the majority of property owners. This abandonment is consistent with these policies.

MBE/WBE:

None, since no goods or services are being procured with this action.

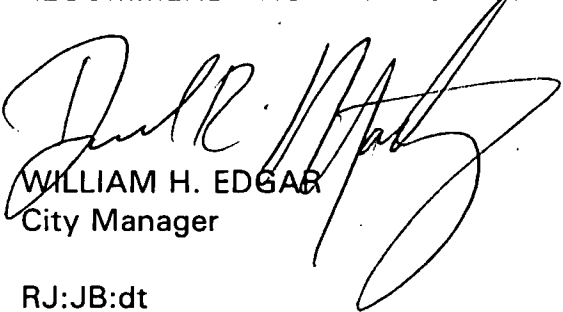
Respectfully submitted,




Francesca Lee Halbakken
Interim Manager, Transportation and Development

RECOMMENDATION APPROVED:

Approved:



WILLIAM H. EDGAR
City Manager



Michael Kashiwagi
Director of Public Works

RJ:JB:dt
ES2-14.B
12.2796.2
Attachment

RESOLUTION NO. 97-047

APPROVED
BY THE CITY COUNCIL
FEB 4 1997
OFFICE OF THE
CITY CLERK

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF _____

**APPROVAL OF TIME EXTENSION FOR THE
ABANDONMENT OF OPPORTUNITY STREET AND HARRIS
AVENUE WITHIN THE PARCEL MAP ENTITLED "LOT 7
AND A PORTION OF LOT 6 - OAK KNOLL SUBDIVISION -
11 BM 20 AND PARCEL 3 - 16 PM 50" (P94-017)**

ABANDONMENT PROCEEDING NO. 95-04

1. WHEREAS, pursuant to City Resolution No. 95-269, the abandonment of Opportunity Street and Harris Avenue within the Parcel Map entitled "Lot 7 and a Portion of Lot 6 - Oak Knoll Subdivision - 11 BM 20 and Parcel 3 - 16 PM 50," the City Council may grant a time extension for completion of work, and
2. WHEREAS, the abandonment shall become void if the work is not completed by May 23, 1997, unless a time extension is granted by the City Council.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

1. The time for completing the work required by City Resolution No. 95-269 is hereby granted an extension which expires October 18, 1998.

MAYOR

ATTEST:

CITY CLERK

ES2-14.B
12.2796.2

FOR CITY CLERK USE ONLY

RESOLUTION NO.: _____

DATE ADOPTED: _____